IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY THIRD DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

**THE HON'BLE MR JUSTICE C.V.RAMULU**

**WRIT PETITION No. 1196 of 2004**

Between:

Smt.N.Mary Sarojini, w/o G.E.Ratnakumar,

Aged 48 years, Occ:Employee
R/o Anandapeta, Machilipatnam,
Krishna District.

**..... PETITIONER**

AND

1 The Government of A.P., rep., by its Secretary,

School Education Department,
Secretariat Buildings, Hyderabad.
2 The Commissioner and Director of School Education,

Government of A.P., Hyderabad.
3 The Regional Joint Director of School Education, Kakinada,
East Godavari District.
4 The District Educational Officer, Machilipatnam,
Krishna District.
5 The C.M.S.Sharkey Girls High School,

Machilipatnam,Krishna District, rep., by its
Correspondent.

**.....RESPONDENTS**

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ order or direction more particularly one in the nature of writ of mandamus, declaring the proceedings Rc.No.Spl/2003 dt.12-12-2003 issued by the 5th respondent, is arbitrary, illegal, high handed, un-constitutional, violative of principles of natural justice, and offend Art 14 & 16 of Constitution of India, and the same is liable to be set aside, and consequently direct the respondents to promote the petitioner to the post of B.Ed.,School Assistant in Social Studies in 5th respondent school as per her seniority.

**Counsel for the Petitioner: MR.G.KRISHNA MURTHY**

**Counsel for the Respondent Nos.1 to 4: GP FOR SCHOOL EDUCATION**

**Counsel for the Respondent No.5: MR.A.VENKATA RAMANA**

**The Court made the following:**

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**ORDER:**

In pursuance of the interim orders dated 22.01.2004 passed in W.P.M.P.1564 of 2004, the 4th respondent has issued proceedings dated 20.05.2004.

2. As the petitioner has already filed a Writ Petition No.12524 of 2004, questioning the said proceedings, the cause in this writ petition does not survive and the writ petition has become infructuous. Hence, this Writ Petition is dismissed as infructuous. No costs.

**dsr**

**ASSISTANT REGISTRAR**

**To:**

1. The Secretary,

School Education Department,

Government of Andhra Pradesh,

Secretariate Buildings, Hyderabad

2. The Commissioner and Director of

School Education, Government of A.P.,

Hyderabad

3. The Regional Joint Director of

School Education, Kakinada,

East Godavari District

4. The District Educational Officer,

Machilipatnam, Krishna District

5. Two CCs to the Government Pleader

for School Education, High Court Buildings,

Hyderabad (OUT)

6. Two CD copies.